

1 beginning with the letters "TBN." It says, "TBN is a light in
2 the darkness..." and to the end of that paragraph. I would
3 object as going to meritorious programming.

4 JUDGE SIPPLE: Well, the fact that it's the only TV
5 station that this witness watches, I mean, that really is --
6 doesn't really -- isn't very convincing in terms of
7 programming. It's --

8 MR. ZAUNER: But it's, it's the only station he
9 watches because it is a light in the darkness and a very
10 positive and entertaining station.

11 MR. SCHATTENFIELD: Which -- maybe he hasn't got
12 very -- any electricity.

13 JUDGE SIPPLE: Well, I will strike that one sen-
14 tence, that "TBN is a light in the darkness..." but I'll leave
15 the rest of it in. It's essentially -- I mean, this is just a
16 one-page statement.

17 MR. ZAUNER: It -- Your Honor, I also have an
18 objection to the second sentence of the second full paragraph
19 where he talks about Mr. Richards' motives, and I would object
20 on the grounds of the competency of this witness, or any other
21 witness, to discuss the motives of another person.

22 JUDGE SIPPLE: Now, where are you exactly?

23 MR. ZAUNER: The --

24 JUDGE SIPPLE: The second paragraph?

25 MR. ZAUNER: The second paragraph.

1 JUDGE SIPPLE: And what language is it that's --

2 MR. ZAUNER: It's at the end of the, the paragraph
3 where he talks about Richard Richards, Richards having brought
4 TBN into homes in the community for no selfish motive.

5 JUDGE SIPPLE: Oh. Oh, I see. I, I -- that's -- I
6 see what you mean.

7 MR. ZAUNER: Yeah.

8 JUDGE SIPPLE: The first paragraph.

9 MR. ZAUNER: Yeah. Right.

10 JUDGE SIPPLE: And this is a statement of a -- this
11 is -- this, this, I'm sure, is a woman, Leona Erber, who's
12 writing this. Let me look at that sentence. Just a second.
13 Well, that goes directly to character. I mean, it, it -- if,
14 if that was such a disturbing sentence to you, then you should
15 have insisted on cross-examination. And, again, I --

16 MR. ZAUNER: I would have no objection with it, I
17 think, if we all understand that, that is meant to be, at
18 least, to the extent of her understanding of Mr. Richards and
19 what he's done. Why don't we just leave it at that and we'll
20 move on to something else.

21 JUDGE SIPPLE: Well, it says what it says. It, it
22 -- there doesn't need to be any need to qualify it. You know,
23 whether I'm going to be convinced by Leona Erber's statement
24 to that effect, I, I can't say. But it -- again, these are
25 just impressions that people in the community have of this

1 person. It's exactly what character evidence is all about.
2 What, what its weight's going to be is, is always another
3 question. Now -- so, I'm going to deny that motion.

4 This evidence, which is Exhibit 6 for identifica-
5 tion, is received at this time as Richards' Exhibit 6 with the
6 exception of the following sentence in the third paragraph:
7 "TBN is a light in the darkness and is a very positive and
8 entertaining station -- the only one of its kind on my televi-
9 sion." That's out. Everything else is in.

10 (Whereupon, the document marked for
11 identification as Richard Richards
12 Exhibit No. R6 was received into
13 evidence.)

14 JUDGE SIPPLE: Your next exhibit, please?

15 MR. McCARTIN: Let the record reflect that I am
16 handing the reporter the original and one copy of the document
17 titled, "Richard Richards' Exhibit R7, Statement of Claude R.
18 Fowler," F O W L E R. It is a two-page document and I ask
19 that it be marked for identification.

20 JUDGE SIPPLE: The reporter will mark that document
21 as Richards Exhibit No. 7 for identification.

22 (Whereupon, the document referred to
23 as Richard Richards Exhibit No. R7
24 was marked for identification.)

25 MR. McCARTIN: I hereby move this exhibit into

1 evidence.

2 JUDGE SIPPLE: Mr. Zauner?

3 MR. ZAUNER: Yes, Your Honor. I would object to the
4 portion beginning with the words, "Channel 33, TBN, is an
5 integral part of my family's life..." through -- and that's
6 the, I guess, the third full paragraph, beginning about the
7 middle of the first page, and I would object to the end of
8 that paragraph.

9 JUDGE SIPPLE: Mr. McCartin, unless you have some,
10 some narrow point to make on that, I believe that Mr. Zauner
11 is correct.

12 MR. McCARTIN: I have no such narrow point, Your
13 Honor.

14 JUDGE SIPPLE: All right. The -- that, that para-
15 graph comes out. That is, it's the third full paragraph
16 starting with the words, "Channel 33, TBN..." going over to
17 page two, the last phrase being, "...if the channel was re-
18 moved completely."

19 Anything else, Mr. Zauner?

20 MR. ZAUNER: No, Your Honor.

21 JUDGE SIPPLE: Except for what I have ordered
22 stricken, Exhibit 7 for identification is now received in
23 evidence as Richards Exhibit 7.

24 (Whereupon, the document marked for
25 identification as Richard Richards

1 Exhibit No. R7 was received into
2 evidence.)

3 MR. McCARTIN: Let the record reflect that I am
4 handing the reporter the original and one copy of the document
5 titled, "Richard Richards' Exhibit R8, Statement of James L.
6 Hawk, Jr." It is a three-page document and I ask that it be
7 marked for identification.

8 JUDGE SIPPLE: Okay. The reporter will mark that as
9 Exhibit 8 for identification.

10 (Whereupon, the document referred to
11 as Richard Richards Exhibit No. R8
12 was marked for identification.)

13 MR. McCARTIN: I hereby offer Exhibit R8 into
14 evidence.

15 JUDGE SIPPLE: Mr. Zauner?

16 MR. ZAUNER: Yes, Your Honor. I would object to the
17 third full paragraph on the first page, beginning with the
18 words, "I am also a listener to Channel 33..." to the end of
19 that paragraph. I have another objection with regard to this
20 exhibit, but --

21 JUDGE SIPPLE: Fine. Thank you. Just let me, let
22 me read this, but thank you for alerting to that. All right.
23 I'm going to, I'm going to grant that motion. I think that
24 falls well within what my previous rulings have been. So, the
25 third paragraph comes out in its entirety on Exhibit 8.

1 And you had another objection?

2 MR. ZAUNER: Yes, Your Honor. On page two, the last
3 sentence there that begins with the word, "Running Channel 33
4 is not going to provide large financial rewards for Mr.
5 Richards." and the next sentence, "He put the station
6 together..." I think in part the statement is speculative
7 and, second, it's, it's irrelevant, the financial rewards that
8 would come from operating the station.

9 JUDGE SIPPLE: Well, I, I see that as being this
10 witness's opinion, lay opinion. In terms of how Mr. Richards
11 views the community needs, this would be his station. Not in
12 terms of programming, but in terms of it -- how he generally
13 considers it. Again, you know, weight is something else
14 again. But I, I'm -- considering the nature of this kind of
15 evidence, I'm going to deny that objection -- overrule that
16 objection, rather.

17 Is there anything else that you have about this
18 exhibit then?

19 MR. ZAUNER: No, Your Honor.

20 JUDGE SIPPLE: Then subject to what I have specifi-
21 cally stricken, which is the third full paragraph of the
22 Statement of Mr. Hawk, Exhibit 8 for identification is now
23 received in evidence as Exhibit 8.

24 (Whereupon, the document marked for
25 identification as Richard Richards

1 Exhibit No. R8 was received into
2 evidence.)

3 MR. McCARTIN: Let the record reflect that I am
4 handing the reporter the original and one copy of the document
5 titled, "Richard Richards' Exhibit R9, Statement of Pete
6 Hawker," H A W K E R. It's a two-page document and I ask that
7 it be marked for identification.

8 JUDGE SIPPLE: The reporter will so mark that
9 document for identification as Exhibit 9.

10 (Whereupon, the document referred to
11 as Richard Richards Exhibit No. R9
12 was marked for identification.)

13 MR. McCARTIN: I hereby offer Exhibit R9 into
14 evidence.

15 JUDGE SIPPLE: All right.

16 MR. ZAUNER: Your Honor, the --

17 JUDGE SIPPLE: Any objection?

18 MR. ZAUNER: The Bureau would object to the para-
19 graph beginning midway down on the first page with the words,
20 "We are sick and tired..." and we would also object to the
21 second paragraph on that page beginning with, "We very much
22 appreciate..."

23 JUDGE SIPPLE: Well, the last paragraph about
24 appreciating what he has done, again, it, it certainly doesn't
25 focus on, on programming per se. I'm going to exercise my

1 discretion and allow that to stay in. But with respect to the
2 third full paragraph, I'm going to strike the first two sen-
3 tences, but I don't see where the last sentence of that para-
4 graph, "So when Richard Richards put his time, money and
5 energy..." et cetera "...into Channel 33 he did our community
6 a great service." I, I don't see that that's really a
7 programming type -- at least, certainly it's not exclusively
8 programming evidence. So, I'll allow that last sentence to
9 stay in, but I am striking the first two sentences of
10 paragraph three.

11 MR. ZAUNER: Okay. I have no other objection.

12 JUDGE SIPPLE: Was there something else I didn't
13 cover?

14 MR. ZAUNER: I have no other objections.

15 JUDGE SIPPLE: All right. Then except for what I
16 have ordered stricken, Exhibit 9 is -- for identification is
17 now received in evidence as Exhibit 9.

18 (Whereupon, the document marked for
19 identification as Richard Richards
20 Exhibit No. R9 was received into
21 evidence.)

22 MR. MCCARTIN: Let the record reflect that I am
23 handing the reporter the original and one copy of a document
24 titled, "Richard Richards' Exhibit R10, Statement of Alma
25 Hunter," a two-page document, and I ask that it be marked for

1 identification.

2 JUDGE SIPPLE: The reporter will mark that as
3 Richards Exhibit 10 for identification.

4 (Whereupon, the document referred to
5 as Richard Richards Exhibit No. R10
6 was marked for identification.)

7 MR. McCARTIN: And I hereby offer this exhibit into
8 evidence.

9 JUDGE SIPPLE: Mr. Zauner?

10 MR. ZAUNER: Yes, Your Honor. I, I would object to
11 the first -- well, to the third full paragraph on page 1,
12 which begins with, "I am a 78-year old widow..." and, and go
13 down to the end of the exhibit. And, and, Your Honor, the
14 reason I'm objecting to that whole paragraph, including the
15 preliminary matters, is I think that the preliminary matter
16 establishes the basis for the meritoriousness of the program-
17 ming that's offered.

18 JUDGE SIPPLE: Well, see, I, I just don't see it
19 that way. The fact that she's 78 years old, relies on a
20 hearing aid, and is so much -- is basically housebound, the,
21 the fact that she gets some satisfaction out of watching this
22 TV station, it seems to me has really nothing to do with the
23 merits of its programming.

24 MR. ZAUNER: Well, the -- if the programming wasn't
25 meritoriousness or wasn't serving her needs, she wouldn't get

1 the benefit out of watching it. It seems to me that it's,
2 it's -- it goes, at least indirectly, to, to the meritorious-
3 ness of the programming that's being offered by Richards'
4 station.

5 JUDGE SIPPLE: Well, let me hear from Mr. McCartin
6 on that.

7 MR. MCCARTIN: Well, Your Honor, I, I think that
8 this paragraph, which for the most part gives background
9 information about the woman who was providing the statement,
10 is, is for the most part innocuous. I, I certainly don't
11 think that you could say because she says she enjoys watching
12 his station on TV that we will get meritorious programming
13 credit. I think it's just part of the mix that supports her
14 statement about Mr. Richards and his dedication, reliability,
15 and the service that he's providing.

16 MR. ZAUNER: I, I guess the problem I have is the
17 fact that the station may be offering great programming isn't
18 really probative of Mr. Richards' character. I mean, Mr.
19 Richards has put up a, a small television station and, as I
20 understand it, rebroadcasts the programming of TBN.

21 JUDGE SIPPLE: Do you have any other objections on
22 this exhibit?

23 MR. ZAUNER: No, Your Honor.

24 JUDGE SIPPLE: Well, I say it's, it's -- to me it's
25 a relatively close call, but there's, there's -- there is so

1 much of this evidence coming in with all of these statements
2 that I will, I will grant the Bureau's motion and strike that
3 one paragraph, starting with, "I am a 78-year old widow..."
4 down to "...I can adjust my TV to suit my hearing aids."

5 MR. ZAUNER: And, Your Honor, my objection went to
6 the next two paragraphs also.

7 JUDGE SIPPLE: Oh, I thought you said that was the
8 only objection you had?

9 MR. ZAUNER: No. I, I thought I stated that it went
10 from, "I am a 78-year old widow..." to the end of the exhibit.
11 I thought that was my objection.

12 JUDGE SIPPLE: Well, I will, I will strike -- except
13 for the last paragraph. I'm going to leave the last paragraph
14 in as just being, again, the, the way in which Alma Hunter
15 wants to state her position. But I will strike the language,
16 "Many of my friends and neighbors..." over to page two,
17 "...enjoying the programming on TBN." I guess that would be
18 the fourth full paragraph.

19 And subject to what I have ordered stricken, Exhibit
20 10 for identification is received in evidence as Exhibit 10.

21 (Whereupon, the document marked for
22 identification as Richard Richards
23 Exhibit No. R10 was received into
24 evidence.)

25 MR. MCCARTIN: Let the record reflect that I am

1 handing the reporter the original and one copy of the document
2 titled, "Richard Richards' Exhibit R11, Statement of Sherry L.
3 Hunter." It is a two-page document and I ask that it be
4 marked for identification.

5 JUDGE SIPPLE: That will be marked as Exhibit 11 for
6 identification.

7 (Whereupon, the document referred to
8 as Richard Richards Exhibit No. R11
9 was marked for identification.)

10 MR. MCCARTIN: I hereby offer it into evidence.

11 JUDGE SIPPLE: Mr. Zauner?

12 MR. ZAUNER: Yes, Your Honor. I would object to the
13 exhibit beginning at the third full paragraph, which begins
14 with the words, "I personally enjoy the programming..."
15 through the end of the next paragraph, which ends on page two
16 with the words, "...all in the community."

17 JUDGE SIPPLE: I, I'm going to grant that, I'm going
18 to grant that motion. Is there anything else in this
19 document?

20 MR. ZAUNER: No, Your Honor.

21 JUDGE SIPPLE: All right. So, I am striking the
22 third paragraph in its entirety and the fourth paragraph in
23 its entirety. And with the exception of those strikings --

24 MR. MCCARTIN: It, it -- Your Honor, if I may, there
25 is one other just clause on page three, and, and that is the

1 last paragraph, "TBN is considered by me as a real blessing."
2 That would be the only --

3 JUDGE SIPPLE: Well, again, I think that's --

4 MR. ZAUNER: A small --

5 JUDGE SIPPLE: It's precatory.

6 MR. ZAUNER: Okay. Subject to what I have ordered
7 stricken, then, Exhibit 11 is received in evidence at this
8 time as Richards Exhibit 11.

9 (Whereupon, the document marked for
10 identification as Richard Richards
11 Exhibit No. R11 was received into
12 evidence.)

13 MR. MCCARTIN: Let the record reflect I am handing
14 the reporter the original and one copy of the document titled,
15 "Richard Richards' Exhibit R12, Statement of Rudolph
16 Izaguirre." That's I Z A G U I R R E. It's a one-page docu-
17 ment and I ask that it be marked for identification.

18 JUDGE SIPPLE: Okay. The reporter will so mark that
19 as Richards Exhibit 12 for identification.

20 (Whereupon, the document referred to
21 as Richard Richards Exhibit No. R12
22 was marked for identification.)

23 MR. MCCARTIN: I hereby offer this exhibit into
24 evidence.

25 MR. ZAUNER: Your Honor, the Bureau would object to

1 that portion of paragraph one beginning with the third sen-
2 tence, which begins with the words, "He has worked very
3 hard..." through the end of that paragraph. The Bureau would
4 also object to the last two sentences of the next paragraph on
5 the meritorious programming ground.

6 JUDGE SIPPLE: I'm sorry. What was the last thing
7 that you --

8 MR. ZAUNER: The last two sentences of the last full
9 paragraph on that page. It begins with the words, "Without
10 this license..." and ends with the words, "...from this
11 Christian station."

12 JUDGE SIPPLE: All right. I'm going to let that
13 sentence come in, that "He has worked very hard to promote a
14 good Christian television station in our area." Basically,
15 the argument of Mr., Mr. Schattenfield on that one. It just
16 tells who he is. But the sentence after that, starting "I
17 deplore the filth and violence..." down to the end of the
18 paragraph, "...Sierra Vista area." that's -- I'll strike to
19 that language.

20 And you say it's the last two sentences of the last
21 paragraph that you object to?

22 MR. ZAUNER: Yes, Your Honor.

23 JUDGE SIPPLE: I'm going to strike that also.
24 Anything else?

25 MR. ZAUNER: That's it, Your Honor.

1 JUDGE SIPPLE: Subject to what I have stricken, I am
2 receiving it into evidence at this time. The reporter will
3 receive into evidence Exhibit No. 12.

4 (Whereupon, the document marked for
5 identification as Richard Richards
6 Exhibit No. R12 was received into
7 evidence.)

8 MR. McCARTIN: Let the record reflect that I'm
9 giving the reporter the original and one copy of a document
10 titled, "Richard Richards' Exhibit R13, Statement of Yolanda
11 Kelley," a two-page exhibit, and I ask that it be marked for
12 identification.

13 JUDGE SIPPLE: The reporter will mark that for
14 identification as No. 13.

15 (Whereupon, the document referred to
16 as Richard Richards Exhibit No. R13
17 was marked for identification.)

18 MR. McCARTIN: I hereby offer this exhibit into
19 evidence.

20 JUDGE SIPPLE: All right. Mr. Zauner?

21 MR. ZAUNER: Your Honor, the Bureau would object to
22 that portion of the exhibit beginning about midway on the
23 first page beginning with the word, "The station is..." and
24 going to the end of that paragraph, which ends on page two,
25 with the words, "Don't allow Satan to have a victory on this."

1 JUDGE SIPPLE: I will strike that. I will grant
2 that motion. All that is stricken.

3 MR. MCCARTIN: Your Honor, I hope the record re-
4 flects that the wording of these exhibits comes straight from
5 the heart of the people who, who are sponsoring them and, and
6 weren't put in their mouths by their attorneys -- or by Mr.
7 Richards' attorneys.

8 JUDGE SIPPLE: Well, I, I, I would hope that that
9 would be self-evident, but it becomes clearer with your
10 explanation. These definitely are statements that come from
11 the heart.

12 Subject to that striking, then, with respect to
13 Yolanda Kelley's statement, Exhibit 13 for identification is
14 now received in evidence as Exhibit 13.

15 (Whereupon, the document marked for
16 identification as Richard Richards
17 Exhibit No. R13 was received into
18 evidence.)

19 MR. MCCARTIN: Let the record reflect that I'm
20 handing the reporter the original and one copy of a document
21 titled, "Richard Richards' Exhibit R14, Statement of Donald R.
22 Kesler," K E S L E R. It's a one-page document and I ask that
23 it be marked for identification.

24 JUDGE SIPPLE: The reporter will mark that as
25 Richards Exhibit No. 14 for identification.

1 (Whereupon, the document referred to
2 as Richard Richards Exhibit No. R14
3 was marked for identification.)

4 MR. McCARTIN: I hereby offer this exhibit into
5 evidence.

6 JUDGE SIPPLE: Is there an objection?

7 MR. ZAUNER: Yes, Your Honor, to the third full
8 paragraph, the second sentence, beginning with the words, "I
9 believe..." to the end of the paragraph, the words, "...can
10 receive."

11 JUDGE SIPPLE: I'll strike that sentence in the
12 third paragraph. It's the last sentence of the paragraph --
13 of the third paragraph. Anything else?

14 MR. ZAUNER: No.

15 JUDGE SIPPLE: Subject to what I have stricken,
16 then, Exhibit 14 for identification is received in evidence at
17 this time as No. 14.

18 (Whereupon, the document marked for
19 identification as Richard Richards
20 Exhibit No. R14 was received into
21 evidence.)

22 MR. McCARTIN: Your Honor, Exhibit R15, "Statement
23 of Joan Krischel," K R I S C H E L, and I noticed this morning
24 that I don't have an executed copy of this exhibit. I would
25 ask leave of the Court either to supply an executed copy of --

1 by the end of the week and to accept it conditioned upon that
2 receipt, assuming that it is accepted into evidence otherwise
3 after Mr. Zauner's objections, should there be any?

4 MR. ZAUNER: That's fine.

5 JUDGE SIPPLE: I'll receive it conditionally subject
6 to any rulings on specific points.

7 MR. MCCARTIN: Let the record --

8 JUDGE SIPPLE: But, go ahead, you can -- let's get
9 it marked. Yeah.

10 MR. MCCARTIN: Let the record reflect I'm handing
11 the reporter two copies, two unexecuted copies of a document
12 titled, "Richard Richards' Exhibit R15, Statement of Joan
13 Krischel." It is a two-page document and I ask that it be
14 marked for identification.

15 JUDGE SIPPLE: The reporter will so mark that
16 document as 15 for identification.

17 (Whereupon, the document referred to
18 as Richard Richards Exhibit No. R15
19 was marked for identification.)

20 MR. MCCARTIN: I hereby move it into evidence.

21 MR. ZAUNER: Your Honor, the Bureau would object to
22 the second full paragraph, beginning with the third sentence,
23 which begins with the words, "I have been a..." and ending on
24 -- at the end of the paragraph, which is on page two, and ends
25 with the words, "...a grave disservice."

1 JUDGE SIPPLE: Where was the beginning of the
2 language?

3 MR. ZAUNER: The beginning, the beginning was the
4 third sentence of that second full paragraph, beginning with
5 the words, "I have been a viewer..."

6 JUDGE SIPPLE: I see. All right. I'm going to
7 grant that motion. The language that you have identified in
8 the second full paragraph is being stricken. Anything else?

9 MR. ZAUNER: No, Your Honor.

10 JUDGE SIPPLE: Then except for what has been ordered
11 stricken in this exhibit, Richards No. 15 for identification
12 is received -- is conditionally received in evidence at this
13 time as Richards Exhibit 15 with leave of counsel to, to
14 substitute signed -- a signed statement of Joan Krischel.

15 (Whereupon, the document marked for
16 identification as Richard Richards
17 Exhibit No. R15 was received into
18 evidence.)

19 MR. McCARTIN: Let the record reflect I'm handing
20 the reporter the original and one copy of a document titled,
21 "Richard Richards' Exhibit R16, Statement of Evelyn W. Love."
22 It's a three-page document. I ask that it be marked for
23 identification.

24 JUDGE SIPPLE: That document will be so marked at
25 this time for identification as Richards No. 16.

1 (Whereupon, the document referred to
2 as Richard Richards Exhibit No. R16
3 was marked for identification.)

4 MR. MCCARTIN: And I hereby offer it into evidence.

5 JUDGE SIPPLE: Mr. Zauner?

6 MR. ZAUNER: Your Honor, the Bureau would object to
7 the third full paragraph on page one, beginning with the
8 words, "I am a listener to Trinity Broadcasting..." to the end
9 of that paragraph, which ends on page two with the words,
10 "...for their lives."

11 The Bureau would also object to the language in the
12 first full paragraph on page two, beginning with the second
13 sentence of that paragraph, "Mr. Richards is trying to provide
14 a Christian service..." to the end of that paragraph, the
15 words, "...when most are asleep."

16 JUDGE SIPPLE: Well, let me, let me start with the
17 last point first. I will let the sentence stay in -- or the
18 portion of that sentence, says, "Mr. Richards is trying to
19 provide a Christian service to our community..."

20 "...when cable television has refused." -- I'm going
21 to strike that. And I'm also going to strike the, the sen-
22 tence following, that "There are Christian programs on our
23 stations..." et cetera "...at times when most are asleep."
24 Again, my reason for that ruling is basically along the lines
25 of Mr. Schattenfield's argument.

1 Now, what was the other one that you wanted out
2 entirely? "I am a listener..."?

3 MR. ZAUNER: Correct.

4 JUDGE SIPPLE: The third paragraph on the first page
5 all the way to the end of that paragraph?

6 MR. ZAUNER: That is correct.

7 JUDGE SIPPLE: I'm going to grant that motion also.

8 MR. SCHATTENFIELD: Excuse, excuse me. To the end
9 of the paragraph on the second page?

10 JUDGE SIPPLE: To the --

11 MR. ZAUNER: Yes.

12 JUDGE SIPPLE: -- end of the paragraph on the second
13 page, yes, sir. Subject, subject to what has been stricken
14 and -- Richards Exhibit 16 for identification is now received
15 in evidence as Exhibit 16.

16 (Whereupon, the document marked for
17 identification as Richard Richards
18 Exhibit No. R16 was received into
19 evidence.)

20 MR. MCCARTIN: Let the record reflect I'm handing
21 the reporter the original and one copy of the document titled,
22 "Richard Richards' Exhibit R17, Statement of James L.
23 Mitchell," a three-page document. I ask that it be marked for
24 identification.

25 JUDGE SIPPLE: All right. The reporter will so mark

1 it for identification.

2 (Whereupon, the document referred to
3 as Richard Richards Exhibit No. R17
4 was marked for identification.)

5 MR. McCARTIN: I hereby offer it into evidence.

6 JUDGE SIPPLE: Objection?

7 MR. ZAUNER: Your Honor, the Bureau would object to
8 the, the fourth full paragraph, which begins with the words,
9 "My whole family and I watch..." to the end of that paragraph
10 to the words, "...Jesus Christ." And then to the first sen-
11 tence in the next paragraph. Then to the next full paragraph,
12 which is one sentence, beginning with the words, "It would be
13 an injustice..." and ends with the words, "...station closed."

14 JUDGE SIPPLE: All right. I'm going to strike the
15 fourth paragraph in its entirety, starting with the words, "My
16 whole family..."

17 You also wanted the next paragraph stricken?

18 MR. ZAUNER: The next sentence.

19 JUDGE SIPPLE: The next sentence?

20 MR. ZAUNER: Yes. "TBN is definitely a Christian
21 television station..." And I, I'd, I'd leave in, "I have been
22 a minister of the gospel since 1970..." et cetera.

23 Well, let me say this. I, I would leave that "I
24 have been a minister of the gospel since 1970". I think I
25 would request that the remainder of that sentence be stricken.

1 JUDGE SIPPLE: Well, I will, I will strike the first
2 sentence of paragraph number five. In, in -- just in my
3 discretion, I'll allow the rest of it to stay in for, you
4 know, for what it's worth.

5 Now, that's -- that accounts for the first five
6 paragraphs. How about the sixth paragraph?

7 MR. ZAUNER: Let me see. One, two, three, four.
8 Yeah, and I have objected to the sixth paragraph, beginning
9 with the words, "It would be an injustice..."

10 JUDGE SIPPLE: I'm going to, I'm going to grant that
11 motion and strike that paragraph in its entirety, that
12 paragraph being the -- the, the sixth paragraph on the first
13 page. Is that it?

14 MR. ZAUNER: That's it, Your Honor.

15 JUDGE SIPPLE: Subject to my --

16 MR. ZAUNER: No further objection.

17 JUDGE SIPPLE: Subject to what I have stricken,
18 then, Exhibit 17 of Mr. Richards is received as Richards
19 No. 17.

20 (Whereupon, the document marked for
21 identification as Richard Richards
22 Exhibit No. R17 was received into
23 evidence.)

24 MR. MCCARTIN: Let the record reflect I am handing
25 the reporter the original and one copy of a document titled,

1 "Richard Richards' Exhibit R18, Statement of Curtis Quick."
2 It is a two-page document and I ask that it be marked for
3 identification.

4 JUDGE SIPPLE: That will be marked as Richards
5 No. 18 for identification.

6 (Whereupon, the document referred to
7 as Richard Richards Exhibit No. R18
8 was marked for identification.)

9 MR. MCCARTIN: I hereby offer it into evidence.

10 JUDGE SIPPLE: Mr. Zauner?

11 MR. ZAUNER: Yes, Your Honor. With regard to the
12 second paragraph, the last portion of the first sentence,
13 "...("TBN") has been a real blessing to me." I would move to
14 strike that. And I would move to strike, in that same para-
15 graph, the sentence beginning, "With all the trash on TV
16 today..." et cetera, to the end of that sentence, with the
17 words, "...and many others."

18 JUDGE SIPPLE: Well, I'm going to start by striking
19 that last sentence that you mentioned, about "all the trash on
20 TV..." That whole sentence is coming out. That's in the
21 second full paragraph.

22 Now, you also wanted stricken, however, material
23 above that?

24 MR. ZAUNER: Just in the first sentence, that
25 "...("TBN") has been a real blessing to me."

1 JUDGE SIPPLE: Well, that's such a personal state-
2 ment. It more or less sets the tone for why he's making the
3 statement. It doesn't really go directly into programming.
4 I'm going to let that stay in.

5 What was the next objection you had?

6 MR. ZAUNER: I think that covers the objections,
7 Your Honor.

8 JUDGE SIPPLE: All right. Then subject to the one
9 sentence that I've stricken on the Statement of Curtis Quick,
10 Exhibit 18 for identification is now received in evidence as
11 Exhibit 18.

12 (Whereupon, the document marked for
13 identification as Richard Richards
14 Exhibit No. R18 was received into
15 evidence.)

16 MR. MCCARTIN: Let the record reflect that I am
17 handing the reporter the original and one copy of the document
18 titled, "Richard Richards' Exhibit R19, Statement of Earl W.
19 Shannon," S H A N N O N. It is a two-page document and I
20 hereby ask that it be marked for identification. I would also
21 like to note for the record that there is a handwritten change
22 which has been initialled by Mr. Shannon on this exhibit. If
23 the Bureau or the Judge don't have that in their copy, I have
24 a copy here for them as well. That would be in the first
25 paragraph on page one.